Atty. Docket No.: 2876 (203-3345)

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant(s): Schechter, et al.

Examiner: Alex B. Toy

Serial No.:

10/712,486

Group: Art Unit 3739

Filed:

November 13, 2003

Dated: July 9, 2007

OTHER THAN

For:

COMPRESSIBLE JAW CONFIGURATION WITH BIPOLAR RF

OUTPUT ELECTRODES FOR SOFT TISSUE FUSION

Mail Stop: Amendment

Commissioner for Patents

P.O. Box 1450

Alexandria, VA 22313-1450

AMENDMENT TRANSMITTAL FORM

Sir:

Transmitted herewith is an amendment in the above-identified application.

- [] Small entity status of this application under 37 C.F.R. § 1.9 and 1.27 has been established by a verified statement previously submitted.
- A verified statement to establish small entity under 37 C.F.R. § 1.9 and 1.27 is enclosed. []
- [X] No additional fee is required.

The fee has been calculated as shown below:

| | (Col. 1) CLAIMS REMAINING AFTER AMENDMENT | | (Col. 2) | (Col. 3) | Col. 3) SMALL ENTITY | | | SMALL ENTITY | |
|---|---|-------|---------------------------------------|------------------|----------------------|---------------|------|--------------|---------------|
| | | | HIGHEST NO. PREVIOUSLY PAID FOR | PRESENT EXTRA | RATE | ADDIT. FEE | OR | RATE | ADDIT. FEE |
| TOTAL | 23 | MINUS | 23 | = 0 | X 25 | \$ | X | 50 | \$0 |
| INDEP. | 5 | MINUS | 5 | = 0 | X 100 | \$ | х | 200 | \$0 |
| ☐ FIRST PRESENTATION OF MULTIPLE DEP. CLAIM | | | | | X 180 | \$ | Х | 360 | \$0 |
| | | | | ADDIT. F | TOTAL | <u>\$ -0-</u> | OR T | OTAL | \$0 |

^{*} If the entry in Co. 1 is less than entry in Col. 2, write "0" in Col. 3.

The Highest No. Previously Paid For' (Total or indep.) is the highest number found in the appropriate box in Col. 1 of a prior amendment or the number of claims originally filed.

CERTIFICATE OF MAILING UNDER 37 C.F.R. §1.8(a)

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail, postpaid in an envelope, addressed to the: Mail Stop Amendment, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on date below.

Mary Jo Melarch

^{**} If the "Highest No. Previously Paid for" IN THIS SPACE is less than 20, enter "20".
*** If the "Highest No. Previously Paid For" IN THIS SPACE is less than 3, enter "3".

- [] Please charge Deposit Account No. <u>21-0550</u> in the amount of \$___. Two (2) copies of this sheet are enclosed.
- [] A check in the amount of \$____ is enclosed.
- [X] Please charge any deficiency as well as any other fee(s) which may become due under 37 C.F.R. § 1.16 and/or 1.17 at any time during the pendency of this application, or credit any overpayment of such fee(s) to Deposit Account No. <u>21-0550</u>. Also, in the event any extensions of time for responding are required for the pending application(s), please treat this paper as a petition to extend the time as required and charge Deposit Account No. <u>21-0550</u> therefor. TWO (2) COPIES OF THIS SHEET ARE ENCLOSED.

Respectfully submitted,

Thomas A. Beaton Reg. No. 46,543

Attorney for Applicant(s)

United States Surgical A division of Tyco Healthcare Group LP 195 McDermott Road North Haven, CT 06473 303-581-6831



PATENT APPLICATION

Attorney Docket No.: 2876 (203-3345)

RESPONSE UNDER 37 C.F.R. §1.116 **EXPEDITED PROCEDURE EXAMINING GROUP ART UNIT 3739**

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicants: Schechter et al.

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P.O. Box 1450

Alexandria, VA 22313-1450

AMENDMENT UNDER 37 C.F.R. §1.116

Sir:

In response to the Office Action mailed on May 7, 2007, please consider the following:

A listing of the Claims begins on page 2 of this paper.

Remarks/Arguments begin on page 11 of this paper.

CERTIFICATE OF MAILING UNDER 37 C.F.R. §1.8(a)

I hereby certify that this Amendment and any document referred to as enclosed herein is being deposited with the United States Postal Service as first class mail, postpaid in an envelope, addressed to Mail Stop AF, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on

Mary So Milarch